

1 Ronald L. Richman, SBN 139189
E-Mail: ron.richman@bullivant.com
2 Susan J. Olson, SBN 152467
E-Mail: susan.olson@bullivant.com
3 BULLIVANT Houser Bailey PC
601 California Street, Suite 1800
4 San Francisco, California 94108
Telephone: 415.352.2700
5 Facsimile: 415.352.2701

6 | Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

11 BOARD OF TRUSTEES OF THE
12 LABORERS HEALTH AND WELFARE
13 TRUST FUND FOR NORTHERN
14 CALIFORNIA; BOARD OF TRUSTEES OF
15 THE LABORERS VACATION-HOLIDAY
16 TRUST FUND FOR NORTHERN
17 CALIFORNIA; BOARD OF TRUSTEES OF THE
LABORERS PENSION TRUST FUND
FOR NORTHERN CALIFORNIA; and
BOARD OF TRUSTEES OF THE
LABORERS TRAINING AND RETRAINING
TRUST FUND FOR NORTHERN
CALIFORNIA.

Case No.: C 13-00753 EDL

CASE MANAGEMENT CONFERENCE STATEMENT; ORDER THEREON

Date: June 4, 2013
Time: 10:00 a.m.
Ctroom: E, 15th Floor
Chief Magistrate Judge Laporte

18 Plaintiff

VS.

20 SOIL ENTERPRISES INC., a California
21 Corporation; KENNETH WAYNE
MANNING, an individual.

Defendants.

24 Plaintiffs provide this abbreviated Case Management Conference Statement.

On February 20, 2013, plaintiffs filed their Complaint for Damages for Breach of Collective Bargaining Agreement, To Recover Unpaid Trust Fund Contributions, For Breach of Fiduciary Duty and for a Mandatory Injunction (“Complaint”).

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The Complaint was served on defendants on February 23, 2013. Defendants failed to file a responsive pleading. On April 5, 2013, Plaintiffs filed their Request for Entry of Default against defendants. On April 9, 2013, the Clerk of the Court entered the default of both defendants.

Plaintiffs will proceed in default and will have a motion for default judgment filed within forty-five (45) days. Based on the above, Plaintiffs respectfully request that this Court continue the June 4, 2013, case management conference for approximately forty-five days.

DATED: May 21, 2013

BULLIVANT HOUSER BAILEY PC

By Ronald L. Richman
Susan J. Olson

Attorneys for Plaintiffs

ORDER

Pursuant to the Plaintiffs' request to continue the case management conference and good cause appearing: IT IS HEREBY ORDERED that the June 4, 2013, case management conference be continued to July 16, 2013 at 10:00 a.m., Courtroom E, 15th floor. If plaintiffs file their motion for default judgment prior to the rescheduled case management conference, the case management conference will be vacated.

DATED: May 22, 2013

By Elijah R D. Laporte
HON. ELIZABETH D. LAPORTE
CHIEF MAGISTRATE JUDGE

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